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7/20/79

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DECISION



**THE COMPTROLLER GENERAL
OF THE UNITED STATES**
WASHINGTON, D.C. 20548

FILE: B-196072

DATE: November 9, 1979

MATTER OF: Whitaker Supply Company, Incorporated--
Reconsideration

DIGEST:

[Untimely Request for Reconsideration]

Request for reconsideration filed more than 10 working days after receipt of prior decision is untimely under 4 C.F.R. § 20.9(b)(1979) and not for consideration.

CW
DLG 02928

Whitaker Supply Company, Incorporated (Whitaker), has requested reconsideration of our decision of October 1, 1979, which dismissed as untimely Whitaker's protest against the award of a contract under solicitation No. 0338-AA-68-09-HB issued by the District of Columbia.

Whitaker's request for reconsideration was filed with our Office on October 25, 1979, 17 working days after issuance of the decision. The record does not indicate when Whitaker received the decision. However, since Whitaker is located in Washington, D.C., it is reasonable to assume that the decision was received, at the latest, 1 calendar week after its issuance, or by October 9, 1979.

Therefore, Whitaker's request for reconsideration is untimely under section 20.9(b) of our Bid Protest Procedures (4 C.F.R. part 20 (1979)), which requires such requests be filed within 10 working days (October 23, 1979) after the basis for reconsideration is known or should have been known.

The request for reconsideration is dismissed.

Milton J. Fowler

For the Comptroller General
of the United States

*Reconsideration
Untimely
Contract award
protest*

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